

SECRETARY OF STATE  
**KEVIN SHELLEY**  
STATE OF CALIFORNIA



**NOTICE OF LEGISLATIVE CHANGE**  
**Common Interest Development (AB643)**

**Assembly Bill 643**, chaptered on September 30, 2002 and effective January 1, 2003, amends California Civil Code section 1368; amends, renumbers, and adds California Civil Code section 1363.6; and amends California Government Code sections 12176 and 12191, relating to associations formed to manage a common interest development under the Davis-Stirling Common Interest Development Act. **Please see the reverse side of this notice for additional information regarding Assembly Bill 643.**

Effective January 1, 2003, every common interest development association, whether incorporated or unincorporated, is required to file a Statement by Common Interest Development Association on a form prescribed by the Secretary of State. The form must be accompanied by a \$30 filing fee.

**Please note:** Incorporated common interest development associations must also file the Statement of Information pursuant to California Corporations Code section 8210, along with the applicable filing fee required for that filing (pursuant to California Government Code section 12186(g)).

Questions concerning the new filing requirements should be addressed to the Secretary of State, Statement of Information Unit, P.O. Box 944230, Sacramento, CA 94244-2300, or by calling (916) 657-5448. A copy of the bill can be accessed from the State of California Legislative Counsel website at <http://www.leginfo.ca.gov/bilinfo.html>.

The Statement by Common Interest Development Association (Form SI-CID) is available in a "fillable" version online at the Secretary of State's website at [http://www.ss.ca.gov/business/corp/corp\\_soinfo.htm](http://www.ss.ca.gov/business/corp/corp_soinfo.htm) or may be obtained by calling the Statement of Information Unit at (916) 657-5448.

(Please see reverse)

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Assembly Bill 643, chaptered on September 30, 2002 and effective January 1, 2003, amends California Civil Code section 1368; amends, renumbers, and adds California Civil Code section 1363.6; and amends California Government Code sections 12176 and 12191. This measure:

- Requires all associations formed to manage a common interest development under the Davis-Stirling Common Interest Development Act, whether incorporated or unincorporated, to submit information to the Secretary of State concerning the association and the development that it manages. The information shall be submitted on a Statement by Common Interest Development Association form prescribed by the Secretary of State (Form SI-CID) and accompanied by the filing fee of \$30.

As defined in the Davis-Stirling Common Interest Development Act, California Civil Code Section 1351(c), a "common interest development" means any of the following:

- 1) a community apartment project
- 2) a condominium project
- 3) a planned development
- 4) a stock cooperative

For further definitions and related information regarding the applicability of this statute, see the Davis-Stirling Common Interest Development Act, Civil Code Section 1350, et seq., as amended.

- Requires all INCORPORATED common interest development associations to submit a completed Form SI-CID within 90 days after the filing of its original articles of incorporation, and biennially thereafter at the time the corporation files its required Statement of Information pursuant to California Corporations Code section 8210. In addition, effective January 1, 2006, any INCORPORATED common interest development association that does not file the information required pursuant to this statute will be subject to penalty assessment and subsequent suspension to the same extent and in the same manner as imposed by California Corporations Code section 8810.
- Requires all UNINCORPORATED common interest development associations\* to initially submit a completed Form SI-CID, along with the \$30 filing fee, in July 2003 and in that same month biennially thereafter.

*\*Current statute does not require unincorporated associations to register with the Secretary of State's office. However, whether registered or not, unincorporated associations formed to manage a common interest development are required to file the Statement by Common Interest Development Association (Form SI-CID).*

- Requires, by July 1, 2004, the information submitted on every Statement by Common Interest Development to be available for public inspection pursuant to the California Public Records Act, except for specified information available only for governmental purposes.

**PLEASE NOTE:** Although the Form SI-CID is to be filed at the same time and in the same manner as the Statement of Information required by Corporations Code section 8210, the filing is **separate** from the Statement of Information filing and must be accompanied by the additional \$30.00 filing fee.

(Please see reverse)